

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	CRIMINAL NO. 04-10112-RGS
)	
v.	)	VIOLATIONS:
)	
1. JUSTIN TEAL,	)	21 U.S.C. § 841(a)(1) -
	)	Distribution of Cocaine
2. KARL THOMPSON,	)	Base
)	
3. ABLOLOM WOLDESLASSIE,	)	18 U.S.C. § 2 -
a/k/a "BREEZE;" and	)	Aiding and Abetting
)	
	)	21 U.S.C. § 860(a) - Playground
	)	Zone Violation
Defendants.)	
	)	21 U.S.C. § 861(a) - Use of a
	)	Juvenile

SUPERSEDING INDICTMENT

COUNT ONE: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) --Playground Zone Violation; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury charges that:

On or about July 1, 2003, at Boston, in the District of Massachusetts,

1. JUSTIN TEAL

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a), and Title 18, United States Code, Section 2.

COUNT TWO: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about July 8, 2003, at Boston, in the District of Massachusetts,

1. JUSTIN TEAL,
3. ABLOLOM WOLDESLASSIE, a/k/a "BREEZE," and

defendants herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack", a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a), and Title 18, United States Code, Section 2.

COUNT THREE: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about July 8, 2003, at Boston, in the District of Massachusetts,

3. ABLOLOM WOLDESLASSIE, a/k/a "BREEZE,"

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a), and Title 18, United States Code, Section 2.

COUNT FOUR: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation)

The Grand Jury further charges that:

On or about July 23, 2003, at Boston, in the District of Massachusetts,

1. JUSTIN TEAL,

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a).

COUNT FIVE: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about August 14, 2003, at Boston, in the District of Massachusetts,

1. JUSTIN TEAL,
2. KARL THOMPSON and
3. ABLOLOM WOLDESLASSIE, a/k/a "BREEZE,"

defendants herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a), and Title 18, United States Code, Section 2.

COUNT SIX: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 861(a) -- Use of a Juvenile; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about August 14, 2003, at Boston, in the District of Massachusetts,

1. JUSTIN TEAL and
2. KARL THOMPSON

defendants herein, then being persons at least eighteen years of age, did knowingly and intentionally employ, hire, use, persuade, induce and entice a person, who was then under eighteen years of age, to violate Title 21, Section 841(a)(1), to wit: to knowingly and intentionally distribute a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, as alleged in Count Five of this Indictment, which is incorporated herein by reference.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 861(a) and Title 18, United States Code, Section 2.

COUNT SEVEN: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation; 21 U.S.C. § 861(a) -- Use of a Juvenile; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about September 11, 2003, at Boston, in the District of Massachusetts,

3. ABLOLOM WOLDESLASSIE, a/k/a "BREEZE,"

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground and, in so doing, defendant, being a person at least eighteen years of age, did knowingly and intentionally employ, hire, use, persuade, induce and entice a person, who was then under eighteen years of age, to violate Title 21, Section 841(a)(1).

All in violation of Title 21, United States Code, Sections 841(a)(1), 860(a) and 861(a), and Title 18, United States Code, Section 2.

COUNT EIGHT: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base; 21 U.S.C. § 860(a) -- Playground Zone Violation; 18 U.S.C. § 2 -- Aiding and Abetting)

The Grand Jury further charges that:

On or about September 11, 2003, at Boston, in the District of Massachusetts,

3. **ABLOLOM WOLDESLASSIE, a/k/a "BREEZE,"**

defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, a quantity of cocaine base, also known as "crack," a Schedule II controlled substance, within 1,000 feet of the real property comprising the Little Scobie Playground.

All in violation of Title 21, United States Code, Sections 841(a)(1), and 860(a), and Title 18, United States Code, Section 2.

NOTICE OF ADDITIONAL FACTORS

The Grand Jury further charges that:

(1) In connection with Counts 1-2 and 4-6, and relevant conduct as described in U.S.S.G. § 1B1.3 Defendant JUSTIN TEAL is responsible for at least 5 grams but less than 20 grams of cocaine base, also known as "crack" cocaine, a Schedule II controlled substance. Accordingly, U.S.S.G. § 2D1.1(c)(7) is applicable to the defendant.


(2) At the time Defendant JUSTIN TEAL committed the offenses charged in this Indictment, he was at least 18 years old and he had at least two prior felony convictions of either a crime of violence or a controlled substance offense. Accordingly, U.S.S.G. § 4B1.1 applies to the defendant.

(3) In connection with Counts 5-6 and relevant conduct as described in U.S.S.G. § 1B1.3, Defendant KARL THOMPSON is responsible for at least 1 gram but less than 2 grams of cocaine base, also known as "crack" cocaine, a Schedule II controlled substance. Accordingly, U.S.S.G. § 2D1.1(c)(11) is applicable to the defendant.

(4) At the time Defendant KARL THOMPSON committed the offenses charged in this Indictment, he was at least 18 years old and he had at least two prior felony convictions of either a crime of violence or a controlled substance offense. Accordingly, U.S.S.G. § 4B1.1 applies to the defendant.

(5) In connection with Counts 2,3,5,7,8, and relevant conduct as described in U.S.S.G. § 1B1.3, Defendant ABLOLOM WOLDESLASSIE is responsible for at least 5 grams but less than 20 grams of cocaine base, also known as "crack" cocaine, a Schedule II controlled substance. Accordingly, U.S.S.G. § 2D1.1(c)(7) is applicable to the defendant.


A TRUE BILL


FOREPERSON OF THE GRAND JURY


ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS: October 28, 2004

Returned into the District Court by the Grand Jurors and
filed.


DEPUTY CLERK

10/28/04
AS 2:00pm

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Boston Related Case Information:County Suffolk Superseding Ind./ Inf. Yes Case No. 04-CR-10112-RGS
Same Defendant Yes New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Justin Teal Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 71 Richmere Street, Mattapan, MABirthdate: 1980 SS # - 2738 Sex: Male Race: African-American Nationalit USDefense Counsel if known: James N. Greenberg Address 220 Commercial St.Bar Number _____ Boston, MA 02109**U.S. Attorney Information:**AUSA Patrick M. Hamilton/David Tobin Bar Number if applicable _____Interpreter: Yes ☒ No ☐ List language and/or dialect: _____Matter to be SEALED: Yes ☐ No ☐☐ Regular Process ☒ In Custody**Location Status:**Arrest Date April 15, 2004☐ Already in Federal Custody as of April 15, 2004 in U.S. Marshal Service

Already in State Custody _____ Serving Sentence _____ Awaiting Trial _____

☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 5

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: October 28, 2004

Signature of AUSA: _____

David G. Tobin
David G. Tobin

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Justin Teal

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. § § 841(a)(1)</u> <u>and 860</u>	<u>Distribution of cocaine base in a playground zone</u>	<u>1, 2, 4, 5, and 6</u>
Set 2	<u>18 U.S.C. § 2</u>	<u>Aiding and abetting</u>	<u>1, 2, 5 and 6</u>
Set 3	<u>21 U.S.C. § 861(a)</u>	<u>Use of a juvenile in a drug offense</u>	<u>6</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Boston

Related Case Information:

County Suffolk

Superseding Ind./ Inf. Yes Case No. 04-CR-10112-RGS

Same Defendant X New Defendant _____

Magistrate Judge Case Number _____

Search Warrant Case Number _____

R 20/R 40 from District of _____

Defendant Information:

Defendant Name Karl Thompson Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 25 Calder Street, Mattapan, MA

Birthdate: 1964 SS # -7927 Sex: Male Race: African-American Nationalit US

Defense Counsel if known: Michael C. Andrews Address 21 Customs House St., Suite 920

Bar Number _____ Boston, MA 02110

U.S. Attorney Information:

AUSA David G. Tobin Bar Number if applicable _____

Interpreter: Yes ☒ No ☐ List language and/or dialect: _____

Matter to be SEALED: Yes ☒ No ☐

☐ Regular Process ☒ In Custody

Location Status:

Arrest Date April 15, 2004

☒ Already in Federal Custody as of April 15, 2004 in U.S. Marshal Service

☐ Already in State Custody Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 2

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: October 28, 2004

Signature of AUSA: _____

David G. Tobin
David G. Tobin

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Karl Thompson

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. §§ 841(a)(1) and 860</u>	<u>Distribution of cocaine base in a playground zone</u>	<u>5 and 6</u>
Set 2	<u>18 U.S.C. § 2</u>	<u>Aiding and abetting</u>	<u>5 and 6</u>
Set 3	<u>21 U.S.C. § 861(a)</u>	<u>Use of a juvenile in a drug offense</u>	<u>6</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Boston**Related Case Information:**County SuffolkSuperseding Ind./ Inf. Yes Case No. 04-CR-10112-RGSSame Defendant Yes New Defendant _____

Magistrate Judge Case Number _____

Search Warrant Case Number _____

R 20/R 40 from District of _____

Defendant Information:Defendant Name Ablolom Woldelessie Juvenile: ☐ Yes ☒ NoAlias Name BreezeAddress 50 Clifford Street, #1, Roxbury, MABirthdate: 1982 SS # - 3627 Sex: Male Race: African-American Nationalit USDefense Counsel if known: Randolph M. Gioia Address 24 School St., 8th floorBar Number _____ Boston, MA 02108**U.S. Attorney Information:**AUSA David G. Tobin Bar Number if applicable _____Interpreter: Yes ☐ No ☒ List language and/or dialect: _____Matter to be SEALED: Yes ☐ No ☐☐ Regular Process ☒ In Custody**Location Status:**Arrest Date April 15, 2004X Already in Federal Custody as of April 15, 2004 in U.S. Marshal ServiceAlready in State Custody Serving Sentence Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 5

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: October 28, 2004

Signature of AUSA: _____

David G. Tobin

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Ablolom Woldelessie

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 U.S.C. § § 841(a)(1)</u> <u>and 860</u>	<u>Distribution of cocaine base in a playground zone</u>	<u>2, 3, 5, 7 and 8</u>
Set 2	<u>18 U.S.C. § 2</u>	<u>Aiding and abetting</u>	<u>2, 3, 5, 7 and 8</u>
Set 3	<u>21 U.S.C. § 861</u>	<u>Use of a juvenile in a drug offense</u>	<u>7</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
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Set 9	_____	_____	_____
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Set	_____	_____	_____

ADDITIONAL INFORMATION: _____